

DECISION MEMORANDUM

**TO: COMMISSIONER KEMPTON
COMMISSIONER SMITH
COMMISSIONER REDFORD
COMMISSION SECRETARY
COMMISSION STAFF
LEGAL**

**FROM: WELDON STUTZMAN
DEPUTY ATTORNEY GENERAL**

DATE: AUGUST 19, 2010

**SUBJECT: CASE NO. WST-T-05-01
WWC HOLDING COMPANY, INC.'S NOTICE OF RELINQUISHMENT
OF ETC DESIGNATION**

On July 30, 2010, WWC Holding Company, Inc. filed a Notice of Relinquishment of its designation as an eligible telecommunications carrier (ETC). The Commission approved ETC designation for WWC, doing business as Cellular One, in May 2005. The ETC designation was only in non-rural telephone company service areas of Qwest Corporation. WWC's notice states that the Company, through a series of transactions, became a subsidiary of Cellco Partnership dba Verizon Wireless in 2009. As a condition of the transaction, Verizon Wireless is required to relinquish its network and other assets in certain designated areas, including the area for which WWC is designated an ETC in Idaho. As a result, WWC no longer has any customers in its ETC designated area.

Idaho Code § 62-610D(4) states the Commission "shall permit an eligible telecommunications carrier to relinquish its designation as such a carrier in any area served by more than one eligible telecommunications carrier." The Commission is also required to ensure that customers of the withdrawing company will continue to be served by another ETC provider. WWC states it satisfies the statutory requirements because Qwest currently is a provider in the designated area, WWC has provided notice as required by statute, and it currently has no customers that require Commission assurance of continued service. WWC requests that the Commission issue an Order acknowledging that it properly relinquished and is relieved of its designation as an eligible telecommunications carrier.

Staff recommends the Commission issue an Order finding that WWC has complied with the statutory requirements for withdrawal of its ETC designation.

COMMISSION DECISION

Should the Commission issue an Order finding that the ETC designation of WWC Holding Company, Inc. dba Cellular One has been properly relinquished?

A handwritten signature in black ink, appearing to read 'W. Stutzman', written over a horizontal line.

Weldon Stutzman
Deputy Attorney General

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